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# TRANSMITTAL FORM

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Total Number of Pages in This Submission

3

Application Number	10/722,855
Filing Date	November 25, 2003
First Named Inventor	Michiel J. van Nieuwstadt
Art Unit	3748
Examiner Name	Tu Minh Nguyen
Attorney Docket Number	81094461

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Issue Fee Transmittal 2. Comments on Statement of Reason for Allowance
Remarks _____		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Allaman Hall McCoy Russell & Tuttle LLP		
Signature			
Printed name	John D. Russell		
Date	March 17, 2005	Reg. No.	47,048

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Lauren Barberena	Date	March 17, 2005

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

March 17, 2005

MICHIEL VAN NIEUWSTADT, DEVESH UPADHYAY and WILLIAM C. RUONA

Serial No. : 10/722,855

Group Art Unit: 3748

Filed : November 25, 2003

Examiner: Tu Minh Nguyen

For : DIESEL ENGINE SYSTEM FOR USE WITH  
EMISSION CONTROL DEVICECommissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Applicants received a Notice of Allowance dated December 17, 2004 on the above-identified patent application. In the Notice, the Examiner allowed claims 30 and 32-52. The Examiner also paraphrased applicant's claimed invention as part of the stated reasons for allowance. Applicant agrees with the Examiner's conclusions regarding the patentability of the allowed claims, without necessarily agreeing with or acquiescing in the Examiner's reasoning. In particular, applicant believes that the application is allowable because the prior art fails to teach or suggest the invention as claimed, independent of how the invention is paraphrased.

Please contact the undersigned if you have any questions or comments, or if applicant can be of any assistance in expediting issuance of the patent.

**CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being sent via facsimile to the U.S. Patent and Trademark Office at (703) 746-4000 on March 17, 2005.

  
Lauren BarberenaRespectfully submitted,  
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